



June 6, 2011

Reply to Attn of:

LS01

MEMORANDUM FOR RECORD

FROM: LS01/William J. Bierbower

SUBJECT: Approval for MSFC Senior Officials to Attend a Reception
Sponsored by Boeing

In accordance with 5 CFR § 2635.204(g)(2) and (3), I make the following determination:

Certain MSFC officials, who have senior institutional and project responsibilities, have been invited to attend a reception sponsored by Boeing at The Court of Two Sisters in New Orleans, Louisiana, on June 7, 2011, at 5:30 p.m.¹ This event is to be held in observation of the successful completion of the Cryogenic Stage Pathfinder Manufacturing Demonstration at the Michoud Assembly Facility (MAF) in New Orleans, taking place that day from 2:00-4:00 p.m.

This event will be a widely-attended gathering of aerospace industry representatives, academia, members of Congress, State of Louisiana Government officials, City of New Orleans and Parish Government officials, and NASA employees. The reception is valued at \$50 per person and approximately 150 individuals have been invited to attend. The event is fully funded by Boeing. I find that the reception meets the requirements of a "widely attended gathering" as defined in 5 CFR § 2635.204(g)(2).

Boeing has several NASA contracts, including Ares Upper Stage Production, and is a potential source for future Space Launch System (SLS) work. The senior Marshall officials listed presently, or may in the near future, have extensive involvement in matters relating to Boeing's business interests.

¹ Center Director, Associate Center Director - Technical, Director of Engineering, Associate Director for Technical Management Engineering Directorate, Manager of the Ares Project Office, Supervisor of the Ares Vehicle Integration Office, Supervisor of the Ares Upper Stage Office, Deputy Supervisor of the Ares V Integration Office, Manager Ares-I Upper Stage Structures & Thermal Subsystems, Manager Upper Stage Manufacturing & Assembly Subsystems, Manager Upper Stage Stage Definition, Deputy Manager of the Shuttle Propulsion Office, Assistant Manager of the Science & Mission Systems Office, Supervisor Office of Procurement Science & Space Systems Support Office, Manager MAF, Deputy Manager MAF, and Deputy COO MAF Integration & Operations.

I have determined that free attendance of these individuals at the reception is in the interest of the agency because it will further agency programs and operations. Their attendance at this event will help to raise NASA's profile with national, state, and local business and governmental leaders, will contribute to community relations, and will support NASA's statutory mandate to disseminate information about its programs.

Given the purpose of the event, NASA's interest in it, the broad attendance anticipated, and the reasonable market value of the event, I have determined that the value to the agency in having these officials attend this event outweighs any concern that free attendance may or may appear to improperly influence them in the performance of their duties.

Accordingly, the listed employees may accept free attendance at the event. They may also accept an invitation for their spouse or guests. Free attendance by employees whose duties do not affect the sponsor is addressed in a separate determination.

Please note that this determination does not apply to individuals who have any duties related to determining Space Launch System (SLS) requirements or who are reasonably expected to be involved in any pending or future SLS related procurement matters. Any such individuals may attend only if they make arrangements with the sponsor to reimburse the \$50 cost of the reception. Payment should be made by personal check, or documented by a receipt for cash payment.

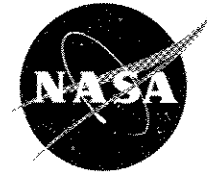
Additionally, Boeing is a lobbying organization, and as such NASA employees who are in non-career positions for which Executive Order 13490 requires the signing of an ethics pledge may attend only if they make arrangements with the sponsor to reimburse the \$50 cost of the reception.

Questions about this determination may be addressed to Pamela A. Bourque at 256-544-0024.

A handwritten signature in black ink, appearing to read "William J. Bierbower", with a stylized flourish at the end.

William J. Bierbower
Chief Counsel

National Aeronautics and Space Administration
George C. Marshall Space Flight Center
Marshall Space Flight Center, AL 35812



June 6, 2011

Reply to Attn of:

LS01

MEMORANDUM FOR RECORD

FROM: LS01/William J. Bierbower

SUBJECT: Blanket approval for NASA Employees to Attend a Reception sponsored by Boeing

In accordance with 5 CFR § 2635.204(g)(2) and (3), I make the following determination:

NASA employees have been invited to attend a reception sponsored by Boeing at The Court of Two Sisters in New Orleans, Louisiana, on June 7, 2011, at 5:30 p.m. This event is to be held in observation of the successful completion of the Cryogenic Stage Pathfinder Manufacturing Demonstration at the Michoud Assembly Facility (MAF) in New Orleans, taking place that day from 2:00-4:00 p.m.

This event will be a widely-attended gathering of aerospace industry representatives, academia, members of Congress, State of Louisiana Government officials, City of New Orleans and Parish Government officials, and NASA employees. The reception is valued at \$50 per person and approximately 150 individuals have been invited to attend. The event is fully funded by Boeing. I find that the reception meets the requirements of a "widely attended gathering" as defined in 5 CFR § 2635.204(g)(2).

I have determined that free attendance at the reception is in the interest of the agency because it will further agency programs and operations. The attendance of NASA employees at this event will help to raise NASA's profile with national, state, and local business and governmental leaders, will contribute to community relations, and will support NASA's statutory mandate to disseminate information about its programs.

Given the purpose of the event, NASA's interest in it, the broad attendance anticipated, and the reasonable market value of the event, I have determined that the value to the agency in having these officials attend this event outweighs any concern that free attendance may or may appear to improperly influence them in the performance of their duties.

Accordingly, NASA employees may accept free attendance at the event. They may also accept an invitation for their spouse or guests. NASA employees whose duties may

substantially affect Boeing are not covered in this determination and should contact Pamela A. Bourque, at (256) 544-0024, to seek a determination pursuant to 5 CFR § 2635.204(g)(3)(i), regarding their participation in this event.

Please note that Boeing is a potential source for future Space Launch System (SLS) work. This determination does not apply to individuals who have any duties related to determining SLS requirements or who are reasonably expected to be involved in any pending or future SLS related procurement matters. Any such individuals may attend only if they make arrangements with the sponsor to reimburse the \$50 cost of the reception. Payment should be made by personal check, or documented by a receipt for cash payment.

Additionally, Boeing is a lobbying organization, and as such NASA employees who are in non-career positions for which Executive Order 13490 requires the signing of an ethics pledge may attend only if they make arrangements with the sponsor to reimburse the \$50 cost of the reception.

Questions about this determination may be addressed to Pamela A. Bourque at 256-544-0024.

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William J. Bierbower
Chief Counsel